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**FEDERAL DEFENDERS OF SAN DIEGO, INC.**  
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Attorneys for Mr. Aureliano Zapata-Lopez

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF CALIFORNIA  
 (HONORABLE BARRY TED MOSKOWITZ)

UNITED STATES OF AMERICA,	)	CASE NO. 08CR0297-BTM
	)	
Plaintiff,	)	DATE: March 7, 2008
	)	TIME: 1:30 p.m.
v.	)	
	)	<u>NOTICE OF MOTIONS AND MOTIONS TO:</u>
AURELIANO ZAPATA-LOPEZ,	)	
	)	(1) COMPEL DISCOVERY;
Defendant.	)	(2) PRESERVE EVIDENCE; AND
	)	(3) GRANT LEAVE TO FILE FURTHER
_____	)	MOTIONS.

TO: KAREN P. HEWITT, UNITED STATES ATTORNEY, AND  
 WILLIAM HALL, ASSISTANT UNITED STATES ATTORNEY:

PLEASE TAKE NOTICE that on March 7, 2008, at 1:30 p.m., or as soon thereafter as counsel may be heard, defendant, Aureliano Zapata-Lopez, by and through his attorneys, Kris J. Kraus, and Federal Defenders of San Diego, Inc., will ask this Court to enter an order granting the following motions.

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**MOTIONS**

Defendant, Aureliano Zapata-Lopez, by and through his attorneys, Kris J. Kraus, and Federal Defenders of San Diego, Inc., asks this Court pursuant to the United States Constitution, the Federal Rules of Criminal Procedure, and all other applicable statutes, case law, and local rules for an order to:

- (1) Compel Discovery;
- (2) Preserve Evidence; and
- (3) Grant Leave to File Further Motions.

These motions are based upon the instant motions and notice of motions, the attached statement of facts and memorandum of points and authorities, the files and records in the above-captioned matter, and any and all other materials that may come to this Court's attention prior to or during the hearing of these motions.

Respectfully submitted,

Dated: February 22, 2008

/s/ Kris J. Kraus  
**KRIS J. KRAUS**  
Federal Defenders of San Diego, Inc.  
Attorneys for Mr. Aureliano Zapata-Lopez  
Kris\_Kraus@fd.org

**CERTIFICATE OF SERVICE**

Counsel for Defendant certifies that the foregoing pleading is true and accurate to the best of his information and belief, and that a copy of the foregoing document has been served this day upon:

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U S Attorneys Office Southern District of California  
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Dated: February 22, 2008

\_\_\_\_\_/s/ Kris J. Kraus\_\_\_\_\_  
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